

1
2 UNITED STATES DISTRICT COURT
3 DISTRICT OF NEVADA

4 Brittany Riles, et al.,

5 Plaintiffs

6 v.

7 Tucker Carlson, et al.,

8 Defendants

Case No. 2:24-cv-01070-CDS-BNW

Order Adopting Magistrate Judge's Report
and Recommendation and Closing Case

[ECF No. 11]

9
10 On August 26, 2024, Magistrate Judge Brenda Weksler issued a report and
11 recommendation (R&R) to dismiss this action without prejudice for plaintiffs' failure to
12 prosecute the case and comply with court orders. R&R, ECF No. 11 (citing *Hells Canyon*
13 *Preservation Council v. U.S. Forest Serv.*, 403 F.3d 683, 689 (9th Cir. 2005) (recognizing that courts
14 may dismiss an action under Federal Rule of Civil procedure 41(b) sua sponte for failure to
15 prosecute a case or obey court orders)). Specifically, plaintiff Anysha Cox failed to heed a court
16 order requiring her to file an amended complaint and update her mailing address, and plaintiff
17 Brittany Riles failed to comply with the order requiring her to pay filing fees or file her own
18 application to proceed *in forma pauperis* and update her mailing address. ECF No. 11 at 1. The
19 deadlines to comply with these orders have passed. ECF No. 4; ECF No. 6; ECF No. 8; and ECF
20 No. 10

21 Riles and Cox had until September 9, 2024, to file any objections to the R&R. ECF No. 11
22 at 4 (citing LR IB 3-2(a) (stating that parties wishing to object to an R&R must file objections
23 within fourteen days)); *see also* 28 U.S.C. § 636(b)(1)(C) (same). As of the date of this order,
24 neither Cox or Riles have objected to the R&R nor have they requested more time to do so.
25 "[N]o review is required of a magistrate judge's report and recommendation unless objections
26 are filed." *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003); *see also Thomas v. Arn*, 474

1 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003). As no
2 objections have been filed, I adopt the R&R in full and dismiss this action without prejudice.¹

3 **Conclusion**

4 IT IS THEREFORE ORDERED that Judge Weksler's report and recommendation [ECF
5 No. 11] is adopted in its entirety. This action is now dismissed without prejudice. The Clerk of
6 Court is kindly instructed to enter judgment accordingly and to close this case.

7 Dated: October 7, 2024

8 
9 Cristina D. Silva
10 United States District Judge
11
12
13
14
15
16
17
18
19
20
21
22
23
24

25 _____
26 ¹ Judge Weksler found that the *Malone v. U.S. Postal Serv.* factors weighed in favor of dismissal. 833 F.2d 128, 130 (9th Cir. 1987). ECF No. 11 at 2.